Order Type:

1660 Agreed Order

Findings Order Justification:

N/A **Media:**

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Hobart Plant, 15042 Farm-to-Market Road 3044, Canadian, Hemphill County

Type of Operation:

Natural gas processing plant

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: February 22, 2013

Comments Received: No

Penalty Information

Total Penalty Assessed: \$33,825

Amount Deferred for Expedited Settlement: \$6,765 **Amount Deferred for Financial Inability to Pay:** \$0

Total Paid to General Revenue: \$27,060

Total Due to General Revenue: \$0

Payment Plan: N/A **SEP Conditional Offset:** \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - Average

Site/RN - High

Major Source: Yes

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: September 2002 and September 2011

Investigation Information

Complaint Date(s): N/A Complaint Information: N/A

Date(s) of Investigation: June 12, 2012 Date(s) of NOE(s): August 22, 2012

Violation Information

- 1. Failed to create a final record for all non-reportable emissions events no later than two weeks after the end of the emissions event. Specifically, unauthorized emissions were documented to have been released from a pressure relief valve on the Bailey Dehydrator Still Vent (Emissions Point Number ("EPN") SC-2) during a non-reportable emissions event that occurred during start-up of the glycol reboiler on June 12, 2012; however, a final record was not created for the emissions event [30 Tex. Admin. Code § 101.201(b) and Tex. Health & Safety Code § 382.085(b)].
- 2. Failed to conduct visible emissions observations of stationary vents at least once during each calendar quarter. Specifically, quarterly visible emissions observations were not being conducted [Federal Operating Permit ("FOP") No. O3078/General Operating Permit ("GOP") No. 514, Site Wide Requirements (b)(9)(B)(iv)(a), 30 Tex. ADMIN. CODE § 122.143(4), and Tex. Health & Safety Code § 382.085(b)].
- 3. Failed to comply with the permitted volatile organic compound ("VOC") emissions rate of 0.16 pound per hour ("lb/hr") for the Plant A and B Dehydrator Still Vent (EPN SC-1) and 0.10 lb/hr for the Bailey Dehydrator Still Vent (EPN SC-2). Specifically, emissions were estimated to be 0.5951 lb/hr from EPN SC-1 and 0.4379 lb/hr from EPN SC-2 [FOP No. 03078/GOP Permit No. 514, Site Wide Requirements (b)(8)(E)(ii), Standard Permit Registration No. 96594, 30 Tex. ADMIN. CODE §§ 122.143(4) and 116.615(2), and Tex. Health & Safety Code § 382.085(b)].
- 4. Failed to report all instances of deviations. Specifically, deviations were documented to have occurred during the February 2, 2011 to August 1, 2011 reporting period; however, a semi-annual deviation report was not submitted [FOP No. O3078/GOP No. 514, Site Wide Requirements (b)(2), 30 Tex. Admin. Code §§ 122.143(4) and 122.145(2), and Tex. Health & Safety Code § 382.085(b)].
- 5. Failed to comply with the permitted VOC emissions rate of 0.29 tons per year ("tpy") for the Bailey Dehydrator Still Vent (EPN SC-2). Specifically, reported emissions from EPN SC-2 for the 2011 calendar year were 0.31 tpy, resulting in the release of approximately 40 lbs of unauthorized VOC emissions [FOP No. O3078/GOP No. 514, Site Wide Requirements (b)(8)(E)(ii), Standard Permit Registration No. 96594, 30 Tex. ADMIN. CODE §§ 116.615(2) and 122.143(4), and Tex. Health & Safety Code § 382.085(b)].

6. Failed to obtain the proper authorization for a storage tank. Specifically, Respondent did not include Storage Tank No. V-10903 in the standard permit application submitted on May 5, 2011 for Standard Permit Registration No. 96594 [30 Tex. Admin. Code § 116.110(a) and Tex. Health & Safety Code §§ 382.0518(a) and 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

Respondent has implemented the following corrective measures:

- a. On February 21, 2012, obtained an amendment for Standard Permit Registration No. 96594 that increased the VOC emissions rate for the Bailey Dehydrator Still Vent (EPN SC-2) to 0.44 tpy;
- b. On August 30, 2012, completed employee training on semi-annual deviation reporting requirements;
- c. On September 20, 2012, completed employee training on record keeping requirements for non-reportable emissions events;
- d. On September 26, 2012, obtained certification for Plant personnel to conduct opacity and visible emissions observations;
- e. On October 22, 2012, removed Storage Tank No. V-10903 from the Plant; and
- f. On October 25, 2012, conducted visible emissions observations at the Plant.

Technical Requirements:

The Order will require Respondent to, within 180 days, submit written certification to demonstrate compliance with the permitted VOC hourly emissions rates or any amended emissions rates for the Plant A and B Dehydrator Still Vent (EPN SC-1) and the Bailey Dehydrator Still Vent (EPN SC-2).

Litigation Information

Date Petition(s) Filed: N/A Date Answer(s) Filed: N/A SOAH Referral Date: N/A Hearing Date(s): N/A

Settlement Date: N/A

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Rebecca Johnson, Enforcement Division, Enforcement Team 5, MC R-14, (361) 825-3423; Debra Barber, Enforcement Division,

MC 219, (512) 239-0412

TCEQ SEP Coordinator: N/A

Respondent: Robert H. Parks, President, Superior Pipeline Texas, L.L.C., 7130 South

Lewis Avenue, Suite 1000, Tulsa, Oklahoma 74136-5465

Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW) Policy Revision 2 (September 2002) PCW Revision October 30, 2008 Assigned 28-Aug-2012 Screening 7-Sep-2012 PCW 5-Oct-2012 EPA Due 19-May-2013 RESPONDENT/FACILITY INFORMATION Respondent Superior Pipeline Texas Reg. Ent. Ref. No. RN104377981 Facility/Site Region 1-Amarillo Major/Minor Source Major **CASE INFORMATION** Enf./Case ID No. 44934 No. of Violations 1 Docket No. 2012-1818-AIR-E Order Type 1660 Media Program(s) Air Government/Non-Profit No Multi-Media Enf. Coordinator Rebecca Johnson EC's Team Enforcement Team 5 Admin. Penalty \$ Limit Minimum \$0 Maximum \$10,000 Penalty Calculation Section TOTAL BASE PENALTY (Sum of violation base penalties) \$7,500 Subtotal 1 ADJUSTMENTS (+/-) TO SUBTOTAL 1 Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal f 1) by the indicated percentage. **Compliance History** 0.0% Enhancement Subtotals 2, 3, & 7 \$0 The Respondent submitted one notice of intent to conduct an audit and Notes one disclosure of violations, however, since the adjustment would be less than zero, the total adjustment defaults to zero. Subtotal 4 \$0 Culpability No 0.0% Enhancement The Respondent does not meet the culpability criteria. Notes Subtotal 5 \$750 Good Faith Effort to Comply Total Adjustments **Economic Benefit** 0.0% Enhancement* Subtotal 6 \$0 *Capped at the Total EB \$ Amount Total EB Amounts \$110 Approx. Cost of Compliance \$1,500 \$6,750 SUM OF SUBTOTALS 1-7 Final Subtotal

0.0%

20.0%

\$0

\$6,750

\$6,750

-\$1,350

\$5,400

Adjustment

Adjustment

Final Penalty Amount

Final Assessed Penalty

Reduction

OTHER FACTORS AS JUSTICE MAY REQUIRE

Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

Deferral offered for expedited settlement.

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes

Notes

PAYABLE PENALTY

DEFERRAL

STATUTORY LIMIT ADJUSTMENT

Screening Date 7-Sep-2012

Docket No. 2012-1818-AIR-E

Respondent Superior Pipeline Texas, L.L.C.

Case ID No. 44934

Reg. Ent. Reference No. RN104377981

Media [Statute] Air

Enf. Coordinator Rebecca Johnson

Policy Revision 2 (September 2002) PCW Revision October 30, 2008

Compliance History Worksheet

Component	ry Site Enhancement (Subtotal 2) Number of	Enter Number Here	Adjust
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	0	0%
	Other written NOVs	0	0%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission		0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	0	0%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government		0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	1	-1%
Addics	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	1	-2%
	Ple	ase Enter Yes or No	
	Environmental management systems in place for one year or more	No	0%
Othor	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%

	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
Other	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2)

>> Repeat Violator (Subtotal 3)

Adjustment Percentage (Subtotal 3)

>> Compliance History Person Classification (Subtotal 7)

Average Performer

Adjustment Percentage (Subtotal 7)

>> Compliance History Summary

Compliance History Notes

The Respondent submitted one notice of intent to conduct an audit and one disclosure of violations, however, since the adjustment would be less than zero, the total adjustment defaults to zero.

Total Adjustment Percentage (Subtotals 2, 3, & 7)

	ning Date		Docket No. 2012-1818-AIR-E	PCW
	espondent : ase ID No	Superior Pipeline Texas, L.L.C.		Policy Revision 2 (September 2002) PCW Revision October 30, 2008
Reg. Ent. Refe	erence No.	RN104377981		,
	[Statute]	Air Rebecca Johnson		
Violat	ion Number[1		
	Rule Cite(s)	30 Tex. Admin. Code § 116.110	o(a) and Tex. Health & Safety Code §§ 382 and 382.085(b)	.0518(a)
Violation	Description	Respondent did not include S	uthorization for a storage tank. Specificall itorage Tank No. V-10903 in the standard , 2011 for Standard Permit Registration No	permit
			Base	Penalty \$10,000
>> Environment	tal, Propert	y and Human Health Ma	trix	
	Release_	Harm Major Moderate	Minor	
OR	Actual Potential		Percent 0%	
>>Programmati				•
	Falsification	Major Moderate	Minor Percent 25%	
Matrix Notes		100% of the rule rec	quirements were not met.	,
			Adjustment	\$7,500
				\$2,500
Violation Events				\$2,500
	Number of V	iolation Events 3	87 Number of violation of	days
	mark only one with an x	daily weekly monthly x quarterly semiannual annual single event	Violation Base	Penalty \$7,500
	Three mor		om the June 12, 2012 investigation date to 012 screening date.	o the
Good Faith Effor			Juction / to EDPRP/Settlement Offer X	\$750
			rk with x)	
			completed corrective actions on October , after the August 22, 2012 NOE.	
			Violation	Subtotal \$6,750
Economic Benef	it (EB) for	this violation	Statutory Limit	Test
		d EB Amount	\$110 Violation Final Pena	
	Latimate		on Final Assessed Penalty (adjusted fo	
		i ilis violati	on i mai Assessed Penany (adjusted it	Ψ0,730

Media Violation No.					o e - Osiabottobbeconeration Vie	Percent Interest	Years of Depreciation
7-14-8m			etl B			5.0	15
Item Description	The State of the S	Date Required	Final Date	TIS	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$				Nasa Shimbaraaau		
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a 👉 💖	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	nya .	\$0
Remediation/Disposal				0.00	\$0 \$0	n/a n/a	\$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs	II		-		\$110 3 from the plant.	n/a The Date Required is the date corrective	\$110 s the date the
Other (as needed) Notes for DELAYED costs	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 7-10903 bmitted compl	\$110 3 from the plant. d. The Final Date eted.	n/a The Date Required is the date corrective	\$110 s the date the e actions were
Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 7-10903 bmitted compl	\$110 3 from the plant. The Final Date eted. 10 item (except in the final content in the fina	n/a The Date Required is the date corrective for one-time avoid	\$110 s the date the e actions were led costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 -10903 bmitted compl enterin 0.00	\$110 3 from the plant. d. The Final Date eted. ng item (except 1) \$0	ri/a The Date Required is is the date corrective for one-time avoid \$0	\$110 s the date the e actions were led costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 -10903 bmitted comple entering 0.00 0.00	\$110 3 from the plant. d. The Final Date eted. ng item (except 1 \$0 \$0	ri/a The Date Required is is the date corrective for one-time avoid \$0 \$0	\$110 s the date the e actions were led costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 /-10903 bmitted complementaring 0.00 0.00 0.00	\$110 3 from the plant. d. The Final Date eted. ng item (except 1 \$0 \$0 \$0 \$0	ri/a The Date Required is the date corrective For one-time avoid \$0 \$0 \$0 \$0 \$0 \$0	\$110 s the date the e actions were led costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 bmitted complements 0.00 0.00 0.00	\$110 3 from the plant. d. The Final Date eted. ng item (except (\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ri/a The Date Required is the date corrective for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$110 s the date the e actions were led costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 -10903 bmitter compl 	\$110 3 from the plant. d. The Final Date eted. ng item (except (\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	riva The Date Required is is the date corrective For one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$110 s the date the e actions were led costs) \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 bmitted complements 0.00 0.00 0.00	\$110 3 from the plant. d. The Final Date eted. ng item (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ri/a The Date Required is the date corrective for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$110 s the date the e actions were led costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 7-10903 bmitted compl 0.00 0.00 0.00 0.00 0.00	\$110 3 from the plant. d. The Final Date eted. ng item (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	riva The Date Required is is the date corrective For one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$110 s the date the e actions were led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co incomplete st	st to remove Stor andard permit ap	age Tank No. V	1.47 7-10903 bmitted compl 0.00 0.00 0.00 0.00 0.00	\$110 3 from the plant. d. The Final Date eted. ng item (except 1 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	riva The Date Required is is the date corrective For one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$110 s the date the e actions were led costs) \$0 \$0 \$0 \$0 \$0 \$0

Penalty Calculation Worksheet (PCW) PCW Revision August 3, 2011 Policy Revision 3 (September 2011) Assigned 28-Aug-2012 Screening 7-Sep-2012 EPA Due 19-May-2013 PCW 5-Oct-2012 RESPONDENT/FACILITY INFORMATION Respondent Superior Pipeline Texas, L.L.C Reg. Ent. Ref. No. RN104377981 Major/Minor Source Major Facility/Site Region 1-Amarillo **CASE INFORMATION** Enf./Case ID No. 44934 Docket No. 2012-1818-AIR-E No. of Violations 5 Order Type 1660 Government/Non-Profit No Media Program(s) Air Enf. Coordinator Rebecca Johnson Multi-Media EC's Team Enforcement Team 5 **Maximum** \$25,000 Admin. Penalty \$ Limit Minimum \$0 Penalty Calculation Section \$31,750 TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1 ADJUSTMENTS (+/-) TO SUBTOTAL 1 Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage. Subtotals 2, 3, & 7 \$0 0.0% Enhancement Compliance History The Respondent submitted one notice of intent to conduct an audit and Notes one disclosure of violations, however, since the adjustment would be less than zero, the total adjustment defaults to zero. \$0 Subtotal 4 **Culpability** No 0.0% Enhancement The Respondent does not meet the culpability criteria. Notes \$4,675 Good Faith Effort to Comply Total Adjustments Subtotal 5 0.0% Enhancement* Subtotal 6 \$0 **Economic Benefit** Capped at the Total EB \$ Amount Total EB Amounts \$291 Approx. Cost of Compliance \$27,075 Final Subtotal SUM OF SUBTOTALS 1-7

OTHER FACTORS AS JUSTICE MAY REQUIRE Reduces or enhances the Final Subtotal by the indicated percentage.

Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

Deferral offered for expedited settlement.

Notes

Notes

PAYABLE PENALTY

STATUTORY LIMIT ADJUSTMENT

0.0%

20.0%

\$0

\$27,075

\$27,075

-\$5,415

\$21,660

Adjustment

Adjustment

Final Penalty Amount

Final Assessed Penalty

Reduction

Screening Date 7-Sep-2012

Docket No. 2012-1818-AIR-E

Respondent Superior Pipeline Texas, L.L.C.

Case ID No. 44934

Reg. Ent. Reference No. RN104377981

Media [Statute] Air

Enf. Coordinator Rebecca Johnson

Policy Revision 3 (September 2011)

PCW Revision August 3, 2011

Compliance History Worksheet

Component	T	Enter Number Here	Adjust
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	0	0%
	Other written NOVs	0	0%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	0	0%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	1	-1%
Addits	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	1	-2%
		ase Enter Yes or No	
	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
0 ()	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%
	Adjustment Per	centage (Sub	total 2)
	Subtotal 3)		
No	Adjustment Per	centage (Sub	totai 3,
pliance Histo	ry Person Classification (Subtotal 7)		
Average Pe	erformer Adjustment Per	centage (Subt	total 7)
pliance Histo	ory Summary		
Compliance History Notes	The Respondent submitted one notice of intent to conduct an audit and one di violations, however, since the adjustment would be less than zero, the total adjusto to zero.	I	
	Total Compliance History Adjustment Percentage (S	Subtotals 2, 3	3. & <i>7</i>)

Scre	ening Date	7-Sep-2012	Docket N	o. 2012-1818-AIR-E		PCW
		Superior Pipeline Texas, L.L	C.		· ·	on 3 (September 2011)
Reg. Ent. Re	Case ID No. ference No.				PCW F	Revision August 3, 2011
	a [Statute]					
Enf. (Coordinator	Rebecca Johnson				
Viol	ation Number	1				
	Rule Cite(s)	30 Tex. Admin. Code § 10	1.201(b) and Tex. He	aith & Safety Code § 38	2.085(b)	
Violatio	on Description	emissions were documente	d of the emissions eve d to have been release Il Vent [Emission Point event that occurred du	ent. Specifically, unauth ed from a pressure relie Number ("EPN") SC-2] ring start-up of the glyc	orized if valve on during a ol reboiler	
				Bas	e Penalty[\$25,000
>> Environme	ntal, Proper	rty and Human Health Harm	Matrix			
	Release	-	Minor			
OR	Actual			5		
	Potential		<u></u>	Percent 0.0%		
>>Programma						
	Falsification	Major Moderate	Minor	Percent 15.0%		
		X		Percent 15.0%		7
Matrix Notes		100% of the ru	le requirement was no	ot met.		2000
					+24 250	
				Adjustment	\$21,250	
						\$3,750
Violation Event	ts					
	•	Violation Events 1	86	Number of violation	days	
	mark only one with an x	daily weekly monthly quarterly semiannual annual single event x		Violation Bas	e Penalty[·	\$3,750
		One single	event is recommended	d.		
Good Faith Effo	orts to Comi	ply 10.0%	Reduction			\$375
		Before NOV	NOV to EDPRP/Settlemen	t Offer	_	
		Extraordinary	X			
		Ordinary N/A	(mark with x)			
		Notes The Res	pondent completed co			
		September	20, 2012, after the A		_	
		· ·		Violation	_	\$3,375
Economic Bene	rit (EB) for	tnis violation		Statutory Limit	rest	
	Estimate	ed EB Amount	\$18	Violation Final Pena	ity Total	\$3,375
		This vio	lation Final Assessed	d Penalty (adjusted fo	or limits)	\$3,375
				, , ,	/_	

	E	conomic	Benefit	Wo	rksheet		
Respondent Case ID No.	44934	·				***************************************	
Reg. Ent. Reference No. Media Violation No.	Air					Percent Interest	Years of Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs					2016		<u> </u>
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Engineering/construction				0.00	\$0	n/a	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System Training/Sampling	\$1,500	26-Jun-2012	20-Sep-2012	0.24	\$18	n/a	\$18
Remediation/Disposal	31,300	20-3011-2012	20-360-2012	0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Notes for DELAYED costs	•		corrective	actions	were completed.	ipliance. The Final [
Avoided Costs	ANNUAL	IZE [1] avoided	costs before	3	2 2 2 3 NO 2 3 NO 2 3 NO	for one-time avoid	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Inspection/Reporting/Sampling Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$1,500			TOTAL		\$18

	ning Date	,	9.44. 5.26. 5. = 17.5	ket No. 2012-1818-AIR-E		PCW
	-	Superior Pipeline Tex	kas, L.L.C.		Policy Revision 3	3 (September 2011)
	se ID No.				PCW Revis	sion August 3, 2011
Reg. Ent. Refe						
	[Statute]					
		Rebecca Johnson				
	ion Number [2				
R	Rule Cite(s)	Federal Operating P	ermit ("FOP") No. O30	78/General Operating Permit ("	GOP") No.	
		514, Site Wide Req	uirements (b)(9)(B)(iv) and Tex. Health & Safe)(a), 30 Tex. Admin. Code § 12	2.143(4),	
Violation I	Description			vations of stationary vents at le , quarterly visible emissions ob: ucted at the Plant.		
				Bas	e Penalty	\$25,000
>> Environment		Н	arm			
OR	Release Actual Potential	Major Mod	derate Minor	Percent 7.0%		
>>Programmation	c Matrix Falsification	Major Mo	derate Minor			
				Percent 0.0%		
				ed to an insignificant amount of in health or environmental rece on.		
				Adjustment	\$23,250	
				Aujustnient	\$23,230	
						\$1,750
Violation Events				250		
					4	
	Number of Vi	olation Events	1	87 Number of violation	days	
	mark only one	daily weekly monthly				
"	with an x	quarterly semiannual annual single event	x	Violation Bas	e Penalty	\$1,750
		One	e single event is recom	mended.		
Good Faith Effort	ts to Comp	l v	10.0% Reduction			\$175
			ore NOV NOV to EDPRP/Se	ttlement Offer	2	
	E	xtraordinary				
		Ordinary	x			
		N/A	(mark with x)			
		Notes The	•	corrective actions on October August 22, 2012 NOE.		
		· · 		Violation	Subtotal	\$1,575
Economic Benefit	t (EB) for t	his violation		Statutory Limit	Test	
	Estimate	i EB Amount	\$46	Violation Final Pen	alty Total	\$1,575
		7	This violation Final A	ssessed Penalty (adjusted f	or limits)	\$1,575

	E	conomic	Benefit	Wo	rksheet		
Respondent Case ID No.		ne Texas, L.L.C.					
Rea. Ent. Reference No.							
Media	Air					Percent Interest	Years of Depreciation
Violation No.						5.0	Depreciation 15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved		EB Amount
Item Description	2019/2019 - 2017 이 모르는 공연 설심하						
		A 4000 A 100 B		1 54			
Delayed Costs	<u>wit a 10860</u>	1		1 0.00	\$0	\$0	\$0
Equipment Buildings				0.00	\$0	\$0	\$0 \$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a - 3-340	\$0
Permit Costs			W	0.00	\$0	n/a	\$0
Other (as needed)	\$2,500	12-Jun-2012	25-Oct-2012	0.37	\$46	n/a	\$46
Notes for DELAYED costs	the estimated	l cost of conductir The Fina	ng the quarterly I Date is the da	observ te corre	vations. The Date ective actions were		estigation date.
Avoided Costs	ANNUAL	TE [1] avoided	costs perore			for one-time avoid	2.30
Disposal				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Personnel nspection/Reporting/Sampling		<u> </u>		0.00	\$0	\$0 \$0	\$0
Supplies/equipment				0.00	\$0	\$0 \$0	\$0 \$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
						·····	

	eening Date 7	•		No. 2012-1818-AIR-E	PCW
	The state of the s	Superior Pipeline Texas, L.L.	.C.		Policy Revision 3 (September 2011)
	Case ID No. 4				PCW Revision August 3, 2011
	ference No. F				
	ia [Statute] /				
	Coordinator F	Rebecca Johnson			
Vioi	Rule Cite(s)	3			
		FOP No. O3078/GOP No. 51 Registration No. 96594, 30 Tex. H		§ 122.143(4) and 116.615	
Violatio	on Description	rate of 0.16 pound per ho (EPN SC-1) and 0.10 lb Specifically, during the June	our ("lb/hr") for the Pl p/hr for the Bailey Del e 12, 2012 investigati	anic compound ("VOC") en lant A and B Dehydrator St hydrator Still Vent (EPN SC on, emissions were estima 179 lb/hr from EPN SC-2.	ill Vent C-2).
				Base	Penalty \$25,000
>> Environme	ntal, Propert	y and Human Health	Matrix		
	Release	Harm Major Moderate	Minor		
OR	Actual	7,000,000	X		
	Potential			Percent 15.0%	
			-		
>>Programma	tic Matrix Falsification	Major Moderate	Minor		
	raisincation	Major Moderate	7	Percent 0.0%	
	Based on the	estimated emissions rates,	1 614 lbs of VOC wer	re released. Human health	or the
Matrix	H	rated emissions rates, ras been exposed to insignif	•		
Notes	11	otective of human health or	•		
				Adjustment	\$21,250
				Acjustine	<u> </u>
					\$3,750
Minimal English					
Violation Even	ES				
	Number of Vi	olation Events 2	87	Number of violation d	ays
					
		daily			
		weekly	4		
	mark only one	monthly	4	Violation Base	Penalty \$7,500
	with an x	quarterly x semiannual	1	Violation base	77,500
		annual	1		
		single event]		- Contraction of the Contraction
			-		
	Two quarte	erly events are recommende	ed from the June 12,	2012 investigation date to	the
		September	7, 2012 screening da	ate.	
Processor	[,
Good Faith Effe	orts to Comp	ly 0.0%	Reduction		\$0
	=	Before NOV	NOV to EDPRP/Settlemen	nt Offer	
	E	Extraordinary		_	
		Ordinary	(made with 12)		
		N/A <u>x</u>	(mark with x)		TOTAL PARTY.
		Notes The Respond		he good faith criteria for	and the second s
		- II	this violation		
					Subtotal \$7.500
				Violation S	Subtotal \$7,500
Economic Bene	fit (EB) for t	his violation			
Economic Bene			A4471	Violation S	Test
Economic Bene		his violation	\$117	Violation S	Test
Economic Bene		d EB Amount		Violation S	Test \$7,500

	E	conomic	Benefit	Wo	rksheet		
Respondent	Superior Pipel	ine Texas, L.L.C.	TE PART NIESE PRESIDE ELICITORE	Single Alia Colonia	RHISHHIRE LL PAING L L L	11 1 updawn 2017 19 nog 20-15 nog 200 pak boku 25 wat	
Case ID No.	44934						
leg. Ent. Reference No.	RN104377981						
Media						Percent Interest	Years of
Violation No.	3	00/880000000000000000000000000000000000	3-8-6-71 T10-110000 F-91000				Depreciation
	anan					5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	To the second					
Delayed Costs	1011						
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a n/a	\$0
Remediation/Disposal				0.00			
					\$0		\$0
Permit Costs Other (as needed)	\$2,500 Estimated co		19-Mav-2013 neasures design	0.00	\$0 \$117	n/a n/a with the permitted \	\$0 \$117
Permit Costs	Estimated co	st to implement m EPNs SC-1 and S	neasures design SC-2. The Date	0.00 0.93 ed to e Requir	\$0 \$117 nsure compliance	n/a with the permitted vinauthorized emiss	\$0 \$117 VOC emissions
Permit Costs Other (as needed)	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir cate is	\$0 \$117 Insure compliance ed is the date the the projected com	n/a with the permitted vinauthorized emiss	\$0 \$117 VOC emissions ions were
Permit Costs Other (as needed) Notes for DELAYED costs	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterir 0.00	\$0 \$117 nsure compliance ed is the date the the projected com ng item (except	with the permitted valuathorized emissipliance date.	\$0 \$117 VOC emissions ions were
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterir 0.00 0.00	\$0 \$117 Insure compliance ed is the date the the projected com ing item (except 1 \$0 \$0	with the permitted valuathorized emissipliance date. for one-time avoid \$0 \$0	\$0 \$117 VOC emissions ions were
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterir 0.00 0.00	\$0 \$117 Insure compliance ed is the date the the projected com ing item (except \$0 \$0	with the permitted valuathorized emiss pliance date. for one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 \$117 VOC emissions ions were led costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/equipment	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterin 0.00 0.00 0.00	\$0 \$117 Insure compliance ed is the date the the projected com ing item (except \$0 \$0 \$0 \$0	with the permitted value of the permitted val	\$0 \$117 VOC emissions ions were led costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterin 0.00 0.00 0.00 0.00	\$0 \$117 Insure compliance ed is the date the the projected com ing item (except 1 \$0 \$0 \$0 \$0 \$0	with the permitted variation of the permitted va	\$0 \$117 /OC emissions ions were ied costs) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterin 0.00 0.00 0.00 0.00 0.00	\$0 \$117 Insure compliance ed is the date the the projected com ing item (except 180 \$0 \$0 \$0 \$0 \$0	with the permitted value of the permitted val	\$0 \$117 /OC emissions ions were ied costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterin 0.00 0.00 0.00 0.00	\$0 \$117 Insure compliance ed is the date the the projected com ing item (except 1 \$0 \$0 \$0 \$0 \$0	with the permitted variation of the permitted va	\$0 \$117 /OC emissions ions were ied costs) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterin 0.00 0.00 0.00 0.00 0.00	\$0 \$117 Insure compliance ed is the date the the projected com ing item (except 180 \$0 \$0 \$0 \$0 \$0	with the permitted value of the permitted val	\$0 \$117 /OC emissions ions were ied costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co rates for	st to implement m EPNs SC-1 and S document	neasures design SC-2. The Date ted. The Final (0.00 0.93 ed to e Requir Date is enterin 0.00 0.00 0.00 0.00 0.00	\$0 \$117 Insure compliance ed is the date the the projected com ing item (except 180 \$0 \$0 \$0 \$0 \$0	with the permitted value of the permitted val	\$0 \$117 /OC emissions ions were ied costs) \$0 \$0 \$0 \$0

	eening Date		Docket No. 2012-1818-AIR-E	PCW
£	· • ·	Superior Pipeline Texas, L	L.C.	Policy Revision 3 (September 2011)
Reg. Ent. Re	Case ID No. ference No.			PCW Revision August 3, 2011
	ia [Statute]			
		Rebecca Johnson		
Viol	lation Number Rule Cite(s)	4		
	Rule Cite(s)		514, Site Wide Requirements (b)(2), 30 Tex. A	
1		§§ 122.143(4) and 12	22.145(2), and Tex. Health & Safety Code § 382	2.085(b)
Yellow		Failed to report all instance	ces of deviations. Specifically, deviations were o	locumented
Violatio	on Description	to have occurred during	the February 2, 2011 to August 1, 2011 reporti	li i
in the state of th		however, a se	emi-annual deviation report was not submitted.	
40 PP				
VI 100 00 00 00 00 00 00 00 00 00 00 00 00			Ва	se Penalty \$25,000
			*********	*
>> Environme	ntai, Proper	ty and Human Healt Harm		
	Release	Major Moderat	e Minor	
OR	Actual Potential		Percent 0.0%	J
	rocential	<u>L</u>		4
>>Programma		Major Major	Minor	
	Falsification	Major Moderat	e Minor Percent 15.0%	7
Matrix		1000/ 61/		199
Notes		100% of the r	rule requirements were not met.	
			Adjustment	\$21,250
				\$3,750
Violation Even				
VIOIATION EVEN	LS			
	Number of \	Violation Events 1	365 Number of violation	n days
	1	daily		
		weekly		
	mark only one	monthly	Violation Ba	se Penalty \$3,750
	with an x	quarterly semiannual	Violation Bas	se Pelialty \$3,730
		annual		
		single event x		
	One	e single event is recommer	nded for the one report that was not submitted.	
		1111		
Good Faith Effo	orts to Comp			\$375
		Extraordinary Before NO	NOV to EDPRP/Settlement Offer	
		Ordinary	X	
		N/A	(mark with x)	1
		The Resp	ondent completed corrective actions on August	
		Notes 30), 2012, after the August 22, 2012 NOE.	
		<u> </u>		
			Violatio	n Subtotal \$3,375
Economic Bene	fit (EB) for	this violation	Statutory Limi	t Test
	Estimate	ed EB Amount	\$75 Violation Final Per	alty Total \$3,375
Í		This	violation Final Assessed Penalty (adjusted	for limits) \$3,375

	E	conomic	Benefit	Wo	rksheet		
Respondent Case ID No.	44934	·			ndaharan (U.S. Santi	ne deutschadder anderegoder topdere	AAMERIAA SALAMAA MARKAA SALAMAA AA
Reg. Ent. Reference No. Media Violation No.	Air					Percent Interest	Years of Depreciation
7.0.44.0						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	4941. M. Jana Bara Talahan Bara	8888 - 884 - 888 - 888 - 888 - 88					
	no commus or y		SEL) - SESENDE SE LIANTENSESSE		SAASIM BEEMINDY ESSENJOHULIN	. <u>19-6-7</u> 9-5 O LABORDO A ACOBECCADO	
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$1,500	1-Sep-2011	30-Aug-2012	1.00	\$75	n/a 🐃	\$75
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs			······	0.00	\$0	n/a	\$0
Other (as needed)		الـــــال		0.00	\$0	∍° n/a	\$0
Notes for DELAYED costs Avoided Costs	submitted. Th	e Date Required	is the date the date corrective	semi-ai e actio	nnual deviation rep ns were completed	i-annual deviation report was due. The Fig.	inal Date is the
(p, r , - 10000000000000000000000000000000000	ANNUAL	IZE [1] avoided	COSCS DEIONE	0.00	\$0	\$0	\$0
Disposal Personnel		 		0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0 \$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$1,500			TOTAL		\$75

Screening	Date 7-Sep-2012	Docket No. 2012-1818-AIR-E	PCW
	dent Superior Pipelir	ne Texas, L.L.C.	Policy Revision 3 (September 2011)
Reg. Ent. Reference	D No. 44934 e No. RN104377981		PCW Revision August 3, 2011
Media [Stat	tute] Air		
The state of the s	nator Rebecca Johns	on I	
Violation Nu Rule C	umber 5 Cite(s)		
	FOP No. O3078	/GOP No. 514, Site Wide Requirements (b)(8)(E)(ii), Sta	
	Registration N	lo. 96594, 30 Tex. Admin. Code §§ 116.615(2) and 122. Tex. Health & Safety Code § 382.085(b)	143(4), and
00 00000000000000000000000000000000000	Failed to compl	y with the permitted VOC emissions rate of 0.29 tons per	r year ("tpy")
Violation Descr	IDTION :	Dehydrator Still Vent (EPN SC-2). Specifically, reported for the 2011 calendar year were 0.31 tpy, resulting in the	II
	HOIII EPN 3C-2	approximately 40 lbs of unauthorized VOC emissions.	ie release or
Por proposition in the second		В	ase Penalty \$25,000
>> Environmental, P	ronorty and Hum	an Uaalth Matriy	
// Elivirolimental, Fi	roperty and mum	Harm	***
	elease Major Actual	Moderate Minor x	
	tential	Percent 15.0	%
No.			
>>Programmatic Mat Falsific		Moderate Minor	
		Percent 0.0	%
Human	health or the environn	nent has been exposed to insignificant amounts of polluta	ints which do
Matrix II		tective of human health or environmental receptors as a	II
Notes		violation.	
		Adjustment	\$21,250
			\$3,750
			49,750
Violation Events			
Numb	ber of Violation Events	4 365 Number of violation	on days
	dally		
	weekly		
mark on	manthly manthly	Violation P	ase Penalty \$15,000
with a	quarterly semiannual	X Violation B	ase Penalty \$15,000
	annual		
	single event		
	F	our quarterly events are recommended.	
<u> </u>	_		43.750
Good Faith Efforts to	Comply	25.0% Reduction Before NOV NOV to EDPRP/Settlement Offer	\$3,750
	Extraordinary		
	Ordinary	X (conduction)	
	N/A	(mark with x)	7
	Notes	The Respondent completed corrective actions on February 21, 2012, prior to the August 22, 2012 NOE.	
	ļ		
		Violation	on Subtotal \$11,250
Economic Benefit (EB) for this violatio	n Statutory Lin	nit Test
***************************************	stimated EB Amount	\$36 Violation Final Pe	
: ES	timated LD Amount	· · · · · · · · · · · · · · · · · · ·	
		This violation Final Assessed Penalty (adjusted	1 for limits) \$11,250

m Cost Date Requir	ed Final Date	0.00	\$0	5.0 Onetime Costs	15 EB Amount
	ed Final Date	0.00	\$0		
ommas or \$		0.00		40	
		0.00		★ 0 T	
		0.00		≰∩ T	-5,25,27,52,57,80,50,920,34
		0.00			\$0
			\$0	\$0 \$0	\$0 \$0
		T 0.00 [\$0	\$0 \$0	\$0
	<u> </u>	0.00	\$0	\$0	\$0
II		0.00	\$0	n/a	\$0
		0.00	\$0	n/a	\$0
		0.00	\$0	n/a	\$0
		0.00	\$0	97 n/a	\$0
5.000 31-Dec-201	1 21-Feb-2012		\$36	n/a	\$36
		0.00	\$0	n/a	\$0
	·	enterin	ng item (except i	for one-time avoid \$0	ed costs) \$0
					<u>\$0</u>
					\$0 \$0
					<u>\$0</u>
		0.00	\$0 \$0	, \$0 \$0	\$0 \$0
					%1J
			NUALIZE [1] avoided costs before entering	NUALIZE [1] avoided costs before entering item (except f	0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0

Compliance History Report

Customer/Respondent/Owner-Operator: CN603705278 Superior Pipeline Texas, L.L.C. Classification: Rating: 2.58

AVERAGE

Regulated Entity: RN104377981 HOBART PLANT Classification: HIGH Site Rating: 0.00

ID Number(s): AIR NEW SOURCE PERMITS AFS NUM 4821100055

AIR NEW SOURCE PERMITS REGISTRATION 96594
AIR NEW SOURCE PERMITS ACCOUNT NUMBER HLA007G
AIR OPERATING PERMITS PERMIT 3078
AIR EMISSIONS INVENTORY ACCOUNT NUMBER HLA007G

Location: 15042 FM 3044, CANADIAN, TX, 79014

TCEQ Region: REGION 01 - AMARILLO

Date Compliance History Prepared: September 20, 2012

Agency Decision Requiring Compliance History:Enforcement

Compliance Period: August 28, 2007 to August 28, 2012

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rebecca Johnson Phone: (361) 825-3423

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? YES

2. Has there been a (known) change in ownership/operator of the site during the compliance period? NO

3. If YES, who is the current owner/operator? N/A

4. If YES, who was/were the prior owner(s)/operator(s)? N/A

5. If YES, when did the change(s) in owner or operator occur? N/A

6. Rating Date: 9/1/2011 Repeat Violator: NO

Components (Multimedia) for the Site:

A. Final Enforcement Orders, court judgments, and consent decrees of the State of Texas and the federal government.

N/A

B. Any criminal convictions of the state of Texas and the federal government.

N/A

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1 06/12/2012 (1013120)

2 08/15/2008 (689639)

3 08/29/2011 (948743)

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

N/A

F. Environmental audits.

Notice of Intent Date: 03/31/2010 (799516)

Disclosure Date: 08/27/2010

Viol. Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter F 122.503(a)(1)

Description: Failed to include in the plant records that a vertical wastewater tank was installed in place of a permitted

horizontal wastewater tank.

G. Type of environmental management systems (EMSs).

N/A

H. Voluntary on-site compliance assessment dates.

N/A

I. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	
SUPERIOR PIPELINE TEXAS,	§	TEXAS COMMISSION ON
L.L.C.	§	
RN104377981	§	ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2012-1818-AIR-E

I. JURISDICTION AND STIPULATIONS

On ________, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Superior Pipeline Texas, L.L.C. ("Respondent") under the authority of Tex. Health & Safety Code ch. 382 and Tex. Water Code ch. 7. The Executive Director of the TCEO, through the Enforcement Division, and the Respondent together stipulate that:

- 1. The Respondent owns and operates a natural gas processing plant at 15042 Farm-to-Market Road 3044 in Canadian, Hemphill County, Texas (the "Plant").
- 2. The Plant consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
- 3. The Executive Director and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
- 4. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about August 27, 2012.
- 5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 6. An administrative penalty in the amount of Thirty-Three Thousand Eight Hundred Twenty-Five Dollars (\$33,825) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Twenty-Seven

Thousand Sixty Dollars (\$27,060) of the administrative penalty and Six Thousand Seven Hundred Sixty-Five Dollars (\$6,765) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty.

- 7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
- 8. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 Tex. ADMIN. CODE § 70.10(a).
- 9. The Executive Director recognizes that the Respondent has implemented the following corrective measures at the Plant:
 - a. On February 21, 2012, obtained an amendment for Standard Permit Registration No. 96594 that increased the volatile organic compound ("VOC") emissions rate for the Bailey Dehydrator Still Vent [Emissions Point Number ("EPN") SC-2] to 0.44 tons per year ("tpy");
 - b. On August 30, 2012, completed employee training on semi-annual deviation reporting requirements;
 - c. On September 20, 2012, completed employee training on record keeping requirements for non-reportable emissions events;
 - d. On September 26, 2012, obtained certification for Plant personnel to conduct opacity and visible emissions observations;
 - e. On October 22, 2012, removed Storage Tank No. V-10903 from the Plant; and
 - f. On October 25, 2012, conducted visible emissions observations at the Plant.
- 10. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 11. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 12. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

II. ALLEGATIONS

As owner and operator of the Plant, the Respondent is alleged to have:

- 1. Failed to create a final record for all non-reportable emissions events no later than two weeks after the end of the emissions event, in violation of 30 Tex. Admin. Code § 101.201(b) and Tex. Health & Safety Code § 382.085(b), as documented during an investigation conducted on June 12, 2012. Specifically, unauthorized emissions were documented to have been released from a pressure relief valve on the Bailey Dehydrator Still Vent (EPN SC-2) during a non-reportable emissions event that occurred during start-up of the glycol reboiler on June 12, 2012; however, a final record was not created for the emissions event.
- 2. Failed to conduct visible emissions observations of stationary vents at least once during each calendar quarter, in violation of Federal Operating Permit ("FOP") No. O3078/General Operating Permit ("GOP") No. 514, Site Wide Requirements (b)(9)(B)(iv)(a), 30 Tex. Admin. Code § 122.143(4), and Tex. Health & Safety Code § 382.085(b), as documented during an investigation conducted on June 12, 2012. Specifically, quarterly visible emissions observations were not being conducted.
- 3. Failed to comply with the permitted VOC emissions rate of 0.16 pound per hour ("lb/hr") for the Plant A and B Dehydrator Still Vent (EPN SC-1) and 0.10 lb/hr for the Bailey Dehydrator Still Vent (EPN SC-2), in violation of FOP No. O3078/GOP Permit No. 514, Site Wide Requirements (b)(8)(E)(ii), Standard Permit Registration No. 96594, 30 TEX. ADMIN. CODE §§ 122.143(4) and 116.615(2), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on June 12, 2012. Specifically, emissions were estimated to be 0.5951 lb/hr from EPN SC-1 and 0.4379 lb/hr from EPN SC-2.
- 4. Failed to report all instances of deviations, in violation of FOP No. O3078/GOP No. 514, Site Wide Requirements (b)(2), 30 Tex. ADMIN. CODE §§ 122.143(4) and 122.145(2), and Tex. Health & Safety Code § 382.085(b), as documented during an investigation conducted on June 12, 2012. Specifically, deviations were documented to have occurred during the February 2, 2011 to August 1, 2011 reporting period; however, a semi-annual deviation report was not submitted.
- 5. Failed to comply with the permitted VOC emissions rate of 0.29 tpy for the Bailey Dehydrator Still Vent (EPN SC-2), in violation of FOP No. 03078/GOP No. 514, Site Wide Requirements (b)(8)(E)(ii), Standard Permit Registration No. 96594, 30 Tex. ADMIN. CODE §§ 116.615(2) and 122.143(4), and Tex. Health & Safety Code § 382.085(b), as documented during an investigation conducted on June 12, 2012. Specifically, reported emissions from EPN SC-2 for the 2011 calendar year were 0.31 tpy, resulting in the release of approximately 40 lbs of unauthorized VOC emissions.
- 6. Failed to obtain the proper authorization for a storage tank, in violation of 30 TEX. ADMIN. CODE § 116.110(a) and TEX. HEALTH & SAFETY CODE §§ 382.0518(a) and 382.085(b), as documented during an investigation conducted on June 12, 2012. Specifically, the Respondent did not include Storage Tank No. V-10903 in the standard

permit application submitted on May 5, 2011 for Standard Permit Registration No. 96594.

III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Superior Pipeline Texas, L.L.C., Docket No. 2012-1818-AIR-E" to:

Financial Administration Division, Revenue Operations Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. It is further ordered that the Respondent shall undertake the following technical requirements:
 - a. Within 180 days after the effective date of this Agreed Order, submit written certification to demonstrate compliance with the permitted VOC hourly emissions rates or any amended emissions rates for the Plant A and B Dehydrator Still Vent (EPN SC-1) and the Bailey Dehydrator Still Vent (EPN SC-2); and
 - b. The certification shall include detailed supporting documentation including receipts and/or other records to demonstrate compliance, be notarized by a State of Texas Notary Public, and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

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The certification shall be submitted to:

Order Compliance Team Enforcement Division, MC 149A Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

with a copy to:

Air Section Manager Amarillo Regional Office Texas Commission on Environmental Quality 3918 Canyon Drive Amarillo, Texas 79109-4933

- 3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
- 4. If the Respondent fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
- 5. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
- 6. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 7. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature

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could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under Tex. Bus. Org. Code § 1.002.

8. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the Respondent, or three days after the date on which the Commission mails notice of the Order to the Respondent, whichever is earlier.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	
For the Executive Director	3/3/13 Date
I, the undersigned, have read and understand the agree to the attached Agreed Order on behalf of the do agree to the terms and conditions specified ther accepting payment for the penalty amount, is mater	te entity indicated below my signature, and I ein. I further acknowledge that the TCEO, in
 additional penalties, and/or attorney fees, or Increased penalties in any future enforcement 	submitted; eral's Office for contempt, injunctive relief, to a collection agency; nt actions; 's Office of any future enforcement actions; aw.
Signature Warly	12/14/2012 Date
Name (Printed or typed) Authorized Representative of Superior Pipeline Texas, L.L.C.	President

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Section IV, Paragraph 1 of this Agreed Order.